

MAINE STATE LEGISLATURE

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N I N E T Y - F I F T H L E G I S L A T U R E

Legislative Document

No. 5

H. P. 10

House of Representatives, January 10, 1951.

Referred to the Committee on Business Legislation, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Larrabee of Westbrook by request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-ONE

AN ACT Relating to the Registration of Business Names.

Be it enacted by the People of the State of Maine, as follows:

R. S., c. 167, §§ 19 and 20, additional. Chapter 167 of the revised statutes is hereby amended by adding thereto 2 new sections to be numbered 19 and 20, to read as follows:

'Business Names

Sec. 19. Registration of business names; fee. Every person, firm or corporation, which has heretofore adopted or used or which hereafter may adopt or use a business name, may register the same by filing the same for record in the office of the secretary of state and by filing therewith a sworn application specifying the name or names of the person, firm or corporation on whose behalf such business name is filed. There shall be paid for such filing and recording a fee of \$10. The secretary of state shall not record any business name that would probably be mistaken for any business name previously filed by or on behalf of any other person, firm or corporation.

Sec. 20. Effect of recording; use of certificate of record; penalty. After such business name has been filed and recorded, no other person, firm

or corporation has the right to use such business name in the identical form or in any such near resemblance thereto as may be calculated to deceive. Any certificate of record shall in all suits and prosecutions be sufficient proof of the registration of such business name.

Whoever knowingly uses or imitates any such business name shall be guilty of a misdemeanor and shall be punished by a fine of not more than \$500, or by imprisonment for not more than 11 months, or by both such fine and imprisonment.